

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Attorney Docket No.: **PTQ-0058**
Inventors: **Van Eyk et al.**
Serial No.: **10/824,027**
Filing Date: **April 14, 2004**
Examiner: **Desai, Anand U**
Customer No.: **26259**
Group Art Unit: **1653**
Confirmation No.: **6007**
Title: **Methods and Compositions for
Modulating Proteins Modified in
Preconditioning Against
Ischemia/Hypoxia**

DECLARATION BY JENNIFER VAN EYK and DAVID KENT ARRELL

We, Jennifer Van Eyk and David Kent Arrell hereby declare:

1. We are co-inventors with Steven T. Elliot on the above referenced patent application.
2. We are also co-inventors of U.S. Patent Application Publication US 2003/0022220.
3. Since we are the only two co-inventors of the subject matter disclosed in U.S. Patent Application Publication 2003/0022220, all inventions disclosed but not claimed in this patent application were clearly derived from us.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section

A circular black and white stamp from the OIPET Patent & Trademark Office. The text "OIPET" is at the top, "IAP28" is at the top right, "PATENT & TRADEMARK OFFICE" is at the bottom, and "NOV 18 2005" is in the center. The word "Ctr" is written to the left of the stamp.

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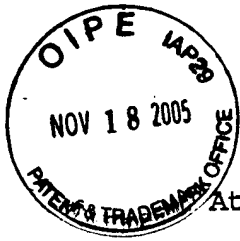
1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Jennifer Van Eyk
Jennifer Van Eyk

Date 11/17/05

David Kent Arrell

Date _____



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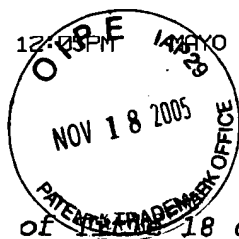
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Jennifer Van Eyk

Date

A handwritten signature in black ink, appearing to read "David Kent Arrell".

David Kent Arrell

15 Nov 2005.

Date